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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/750,402	12/31/2003	Paul T. Van Gompel	19,577	8997
23556	7590	12/18/2008		
KIMBERLY-CLARK WORLDWIDE, INC.				
Catherine E. Wolf				
401 NORTH LAKE STREET				
NEENAH, WI 54956				
EXAMINER				
CHAPMAN, GINGER T				
ART UNIT		PAPER NUMBER		
3761				
MAIL DATE		DELIVERY MODE		
12/18/2008		PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte: PAUL T. VAN GOMPEL and GEORGIA L. ZEHNER

Application No. 10/750,402
Technology Center: 3700

Mailed: December 18, 2008

Before GLORIA HENDERSON, *Review Team Paralegal*
HENDERSON, *Review Team Paralegal*.

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was electronically received at the Board of Patent Appeals and Interferences on November 19, 2008. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

INFORMATION DISCLOSURE STATEMENT

An Information Disclosure Statement (IDS) was filed on June 18, 2004. It is not apparent from the record that the examiner considered the statements submitted or notified applicants of why their submission did not meet the criteria set forth in 37 CFR §§ 1.97 and 1.98.

CONCLUSION

Accordingly, it is ORDERED that the application is being electronically returned to the Examiner:

- 1) for consideration of the Information Disclosure Statement filed June 18, 2004; and
- 2) for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

GJH

KIMBERLY-CLARK WORLDWIDE, INC.
CATHERINE W. WOLF
401 NORTH LAKE STREET
NEENAH, WI 54956